



RCE  
Paw

## REQUEST

FOR

## CONTINUED EXAMINATION (RCE) TRANSMITTAL

Address to:  
Mail Stop RCE  
Commissioner for Patents  
P.O. 1450  
Alexandria, VA 22313-1450

|                        |                     |
|------------------------|---------------------|
| Application No.        | 10/040,702          |
| Filing Date            | December 28, 2001   |
| First Named Inventor   | David M. Lee et al. |
| Art Unit               | 2664                |
| Examiner Name          | Chirag G. Shah      |
| Attorney Docket Number | 42390P13768         |

This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.

Request for Continued Examination (RCE) practice under 37 CFR § 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).
    - a.  Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.
      - i.  Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on \_\_\_\_\_
      - ii.  Other \_\_\_\_\_
    - b.  Enclosed
      - i.  Amendment/Reply
      - ii.  Affidavit(s)/Declaration(s)
    - iii.  Information Disclosure Statement (IDS)
  \_\_\_\_\_
    - iv.  Other 2 cited references \_\_\_\_\_
  2. **Miscellaneous**
    - a.  Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)
    - b.  Other \_\_\_\_\_
  3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.
    - a.  The Director is hereby authorized to charge the following fees, or credit any overpayments, to Deposit Account No. 02-2666. I have enclosed a duplicate copy of this sheet.
      - i.  RCE fee required under 37 CFR 1.17(e) and any additional claims fee(s)
      - ii.  Extension of time fee (37 CFR 1.136 and 1.17)
      - iii.  Other: Request for Continued Examination (\$0.00) \_\_\_\_\_
    - b.  Check in the amount of \$1,140.00 enclosed
    - c.  Payment by credit card (Form PTO-2038 enclosed)
- WARNING:** Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

|                   |               |                                   |                   |
|-------------------|---------------|-----------------------------------|-------------------|
| Name (Print/Type) | Ashley R. Ott | Registration No. (Attorney/Agent) | 55,515            |
| Signature         |               | Date                              | December 14, 2005 |

### CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

December 14, 2005

|                   |               |      |                   |
|-------------------|---------------|------|-------------------|
| Name (Print/Type) | Leah Schwenke |      |                   |
| Signature         |               | Date | December 14, 2005 |

Based on PTO/SB/30 (04-05) as modified by Blakely, Solokoff, Taylor & Zafman (wtr) 11/30/2005.  
SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

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